

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

DAVIDSON HENAO, MIGUEL MERO,
OMOBOWALE AVOSEH, RASHEEM MARTIN, and
SHAWN WILLIAMS, for themselves and all others
similarly situated,

Plaintiffs,

-against-

PARTS AUTHORITY, LLC, PARTS AUTHORITY,
INC., YARON ROSENTHAL, NORTHEAST
LOGISTICS, INC. d/b/a “Diligent Delivery Systems,”
ARIZONA LOGISTICS, INC. d/b/a “Diligent Delivery
Systems,” BBB LOGISTICS, INC. d/b/a “Diligent
Delivery Systems,” MICHIGAN LOGISTICS, INC.
d/b/a “Diligent Delivery Systems,” LARRY BROWNE,
DOES 1-20 d/b/a “Diligent Delivery Systems,” and
DOES 21-40,

Defendants.

19-cv-10720 (LGS)

NOTICE OF MOTION

TO PLAINTIFFS AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that, upon the Third Amended Complaint filed herein, the Declaration of Camille Harvey in Support of Defendants’ Motion to Dismiss the Second Amended Complaint, sworn to on May 12, 2020 (Dkt. No. 93), the Declaration of Andrew P. Marks in Support of Defendants’ Motion to Dismiss the Second Amended Complaint, sworn to on May 13, 2020 (Dkt. No. 94), the exhibits attached to each (Dkt. Nos. 93-1 to 93-4 and 94-1 to 94-4), and the accompanying memorandum of law, Defendants Arizona Logistics, Inc., BBB Logistics, Inc. and Larry Browne (collectively, “Defendants”), by and through their undersigned counsel, will and hereby do move this Court, before the Honorable Lorna G. Schofield, at the United States Courthouse, 500 Pearl Street, New York, New York, 10007, at a date and time to be determined by the Court, for an order, pursuant to Federal Rules of Civil Procedure 12(b)(2),

(5) and (6), dismissing all claims alleged against them in the Third Amended Complaint, with prejudice, and for such further and other relief as the Court deems just and proper.

Dated: December 21, 2020
Rye, New York

Respectfully,

s/ Andrew P. Marks
Andrew P. Marks
David S. Warner

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BBB Logistics, Inc. and Larry Browne